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**FACSIMILE COVER SHEET**

DATE: January 27, 2006

TO: Examiner Misook Yu  
TC Art Unit: 1642

Fax No.: (571) 273 8300

FROM: Holliday C. Heine, Ph.D.

No. of pages transmitted  
(including this page): 2

Our File: HSS-022XX

Time:

Your Ref:

Application No. 09/937,191  
Filed Date: January 3, 2002  
Confirmation No.: 6276

Sent by: Rose

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MESSAGE

PLEASE DELIVER DIRECTLY TO:  
EXAMINER Misook Yu, Tel. (571) 272 0839  
TC ART UNIT NO: 1642

**FOR ENTRY**

Enclosed for filing please find a: Notice of Appeal including  
Request for 3 months Extension of Time

The Commissioner is hereby authorized to Charge Deposit Account No. 23-0804 for any additional  
filing fees associated with this communication or credit any overpayment.

Holliday C. Heine  
Attorney for Applicant: Holliday C. Heine, Ph.D.  
Registration No. 34,348

331797-1

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Rev 09/03

Application: 09/937,191  
 Filed: January 3, 2002  
 TC Art Unit: 1642  
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 Ten Post Office Square  
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Date: January 27, 2006

JAN 27 2006

Attorney  
 Docket No.: HSS-022XX

## NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

In re application of: Walter Schubert

Entitled: UTILIZATION OF AN AMINOPEPTIDASE INHIBITOR

VIA FACSIMILE

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated July 28, 2005 of the Examiner finally rejecting claims 21, 23, 24 and 30.

Authorization is provided herewith to charge Deposit Account No. 23-0804 in the amount of \$250.00 to cover the associated fee.

The following checked items are appropriate:

01/30/2006 TL0111 00000055 230804 09937191

01 FC:2401 250.00 DA

A timely response to the final rejection:

[ ] has been filed [ ] is hereby filed

An extension of time to respond to the final rejection:

1. [ ] was requested on \_\_\_\_\_ for \_\_\_\_ month(s);

2. [X] is hereby requested for 3 month(s) authorization is provided herewith to charge Deposit Account No. 23-0804 in the amount of \$510.00 for the extension fee.

3. [ ] is included on the enclosed amendment transmittal form along with a check in the amount of \$ \_\_\_\_\_ for the extension fee.

[ ] In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.

[X] The Commissioner is hereby authorized to charge payment of any additional filing fees under \$1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.

I hereby certify that this correspondence is being sent via facsimile to Examiner Misook Yu at TC Art Unit 1642, Fax No. (571) 273 8300, on Jan 27, 2006.

Holliday C. Heine  
 Attorney of Record: Holliday C. Heine, Ph.D.  
 Registration No.: 34,346

HCH/kaw  
 231792-1